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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

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KEVIN DEWAYNE YOUNG,

Plaintiff,

*versus*

DIANE BROWN, *et al.*,

Defendants.

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CIVIL ACTION NO. 1:08-CV-485

**MEMORANDUM ORDER ADOPTING THE MAGISTRATE  
JUDGE'S REPORT AND RECOMMENDATION**

Plaintiff Kevin Dewayne Young, a prisoner confined at the Jasper County Jail, proceeding *pro se*, brought this civil rights action pursuant to 42 U.S.C. § 1983 against Jail Administrator Diane Brown, Lieutenant Carl, and Correctional Officer P. Herrington.

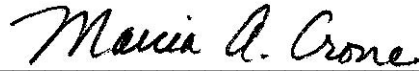
The court ordered that this matter be referred to the Honorable Keith F. Giblin, United States Magistrate Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this court. The magistrate judge recommends dismissing the case without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1).

The court has received and considered the Report and Recommendation of United States Magistrate Judge filed pursuant to such order, along with the record, pleadings and all available evidence. No objections to the Report and Recommendation of United States Magistrate Judge were filed by the parties.

O R D E R

Accordingly, the findings of fact and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge is **ADOPTED**. A final judgment will be entered in this case in accordance with the magistrate judge's recommendation.

SIGNED at Beaumont, Texas, this 24th day of November, 2008.



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MARCIA A. CRONE  
UNITED STATES DISTRICT JUDGE